

ATTORNEY DOCKET NO.  
062986.0251  
(415.51)

PATENT APPLICATION  
09/896,370

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Steven C. Miller, et al.  
Serial No.: 09/896,370  
Filing Date: June 28, 2001  
Group Art Unit: 2663  
Examiner: Chi Ho A. Lee  
Title: PACKETIZED DATA TRANSMISSIONS IN A  
SWITCHED ROUTER ARCHITECTURE

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

TERMINAL DISCLAIMER

In response to the Office Action mailed January 7, 2005,  
Applicant hereby submits this Terminal Disclaimer in support  
of the accompanying Response to Examiner's Action.

04/12/2005 AWONDAF1 00000022 09896370

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130.00 OP

REMARKS

Silicon Graphics, Inc., 100% owner of the above-identified Application as evidenced by an assignment of the Application by the inventors to Silicon Graphics, Inc. recorded on January 9, 1997 and shown in the Assignment Records of the United States Patent and Trademark Office at Reel 008390, Frames 0055-0056, hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the above-identified patent application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. §§154-156 and §173, as presently shortened by any terminal disclaimer, of prior U.S. Patent No. 6,282,195, filed January 9, 1997 and issued August 28, 2001, also owned by Silicon Graphics, Inc. and hereby agrees that any patent so granted on the above-identified patent application shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to prior U.S. Patent No. 6,282,195, this agreement to run with any patent granted on the above-identified patent application and to be binding upon the grantee, its successors, or assigns.

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Applicant does not disclaim any terminal part of any patent granted on the above-identified patent application prior to the expiration date of the full statutory term as defined in 35 U.S.C. §§154-156 and §173 of prior U.S. Patent No. 6,282,195 as presently shortened by any terminal disclaimer, in the event that one or more of the following occurs to prior U.S. Patent No. 6,282,195: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. §1.321, has all claims canceled by a reexamination certificate, is reissued, or is otherwise terminated prior to expiration of its full statutory term, as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

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CONCLUSION

An amount of \$130.00 is required to satisfy the fee under 37 C.F.R. §1.20(d) pursuant to the new fee schedule effective December 8, 2004. Attached herewith is a check made payable to the "Commissioner of Patents and Trademarks" in an amount of \$130.00 to satisfy the terminal disclaimer fee.

The Commissioner is hereby authorized to charge any other fees or credit any overpayments to Deposit Account No. 02-0384 of BAKER BOTTS L.L.P.

Respectfully submitted,

BAKER BOTTS L.L.P.

Attorneys for Applicant



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April 7, 2005

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